



**PATENT**

Case Docket No. NAGAT44.001CP1

Date: December 29, 2005

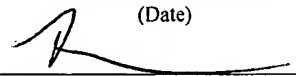
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Morimoto, et al.  
Appl. No. : 10/666,835  
Filed : September 19, 2003  
For : VARIABLE OPTICAL  
ATTENUATOR  
Group Art Unit : 2874  
Class/Sub-Class : 385-140000  
Examiner : Sarah U. Song

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 29, 2005

(Date)

  
John G. Rickenbrode, Reg. No. 57,067

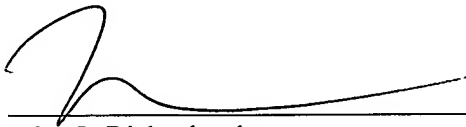
**TRANSMITTAL LETTER**

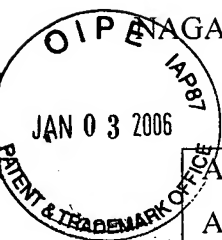
**MAIL STOP ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Dear Sir:

Enclosed for filing is the Issue Fee for the above-identified application:

- (X) Form PTOL-85.
- (X) Comments on Examiner's Statement of Reasons for Allowance in 1 page.
- (X) A check in the amount of \$1,703 to cover the issue fee, publication fee, and advanced order of copies is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.


  
John G. Rickenbrode  
Registration No. 57,067  
Attorney of Record  
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NAGAT44.001CP1

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	: Morimoto, et al.	<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on  December 29, 2005 (Date)  John Rickenbrode, Reg. No. 57,067
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**COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE****Mail Stop Issue Fee**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

To the extent that there is any implication that the patentability of the claims rests on the recitation of a single feature, Applicant respectfully disagrees with the Examiner's Statement because it is also the combination of features that makes the claims patentable. Accordingly, Applicant submits that the claims of the present application are allowable because each of the claims recites a combination of features that are not taught or suggested by the prior art.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON &amp; BEAR, LLP

Dated: December 29, 2005

By: 

John Rickenbrode

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